



Agenda Item Number: 2009-5-6F

BERNALILLO COUNTY BOARD OF COUNTY COMMISSIONERS

Meeting Date: May 12, 2009

Department: Infrastructure Planning **Staff Contact:** Tom Zdunek, DCM for Public Works
Mary Murnane, Water Resources Mgr.
Allison Hensel, Water & Facilities Tech

TITLE: First Amendment to the Cooperative Agreement with the Office of the Natural Resources Trustee for the South Valley Utility Services Connection Project.

ACTION: Motion to approve the First Amendment to the Cooperative Agreement with the Office of the Natural Resources Trustee for the South Valley Utility Services Connection Project

SUMMARY:

Staff requests Board approval to allow a no-cost time extension to the agreement with the Office of Natural Resources Trustee for Water and Sewer Connections in areas impacted by the AT&SR Tie-Treater Superfund Site in the South Valley. Services will be provided to residents in compliance with the Groundwater Restoration Plan for the site. Monies for the project were provided by the New Mexico Office of Natural Resources Trustee (ONRT).

If approved, the First Amendment to the Cooperative Agreement will extend the program until December 31, 2009.

ATTACHMENTS:

1. First Amendment
2. Cooperative Agreement

FISCAL IMPACT

This amendment is for an extension of time. No additional fiscal impact to the County is anticipated.

STAFF ANALYSIS SUMMARY

COUNTY MANAGER

See summary. I recommend Board approval. TL 5/4/09

DEPUTY COUNTY MANAGER

The amendment as stated, simply requests an extension to December 2009. Given no financial implications I recommend approval. TZ 4/27/2009

LEGAL

All other provisions of the original contract remain in effect. PFT 4/27/2009

FINANCE

Budget

Approval of this item would allow for a no-cost time extension to the agreement with the Office of Natural Resources Trustee for Water and Sewer Connections. This has been an ongoing reimbursable contract wherein the funds are currently budgeted within IP.2009MISCPS IPGR Misc Projects. Stephanie Manzanares, Financial Services Administrator II, 4/21/09

Purchasing

No comment. Phillip Lee, Purchasing Administrator, 4/16/2009.

Contracts

Contract Control Number 2009-0234 issued pending Bernalillo County Commission approval. Phillip Lee, Purchasing Administrator, 4/16/2009

Risk Management

As between the parties, each shall be solely responsible for any and all liability from personal injury, including death, or damage to property, arising from any negligent or intentional act or failure to act of the respective party, its officials, agents, contractors or employees, pursuant to this Agreement. Liabilities of each party shall be subject to the immunities and limitations of the Tort Claims Act. David A. Baca, Risk Management Director. 4/17/09